



STATE OF IDAHO

BOARD OF VETERINARY MEDICINE

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Idaho Board of Veterinary Medicine - Minutes

FRIDAY, April 12, 2019 8:30AM to 1:30 PM MDT

Idaho State Department of Agriculture Building
2270 Old Penitentiary Rd, Boise, ID 83712
Conference Rooms A & B

In attendance: Matt Dredge, DVM - Liaison Officer
Billy Maupin, DVM - President
Robert Pierce, DVM - Vice President
Jeff Heins, DVM - Member
Wayne Cutler, DVM - Member
Kathy Simpson - Public Member
Jeremy Brown - Executive Director
Cindy Hedge - TRS II
Karen Sheehan - Deputy Attorney General, Board Counsel

Dr. Billy Maupin, Board President, called the meeting to order at 8:30 a.m.

Dr. Pierce motioned the Board, pursuant to Idaho Code § 74-206(4)(b), to amend the agenda for this meeting as follows: include as an agenda item to consider and vote on Dr. Susan Mackin to fill the empty COHE position in Eastern Idaho. There was good reason to amend the agenda. The Executive Director did not know of Dr. Mackin's interest until the day before the meeting and approval of the Board was needed so she could attend training. The motion was made so that the amended agenda would be effective and the additional item could be considered as an action item at the meeting. Dr. Dredge seconded the motion. Motion passed unanimously.

1. **Review and approve minutes from January 11, 2019 Board meeting:** Motion by Dr. Maupin to approve minutes as amended. Motion seconded by Dr. Heins. Motion passed.
2. **Executive Orders 2019-01 and 2019-02: (Brown)**
 - a. 2019-01 Licensing Freedom Act:

Mr. Brown reviewed new rules as follows:

 - i. Each year a subset of agencies (at least 5) will be selected for review by the Department of Financial Management (DFM). The review will be conducted at least once every four years.
 - ii. Sets criteria for evaluating proposals to regulate an occupation.
 - b. 2019-02 Red Tape Reduction Act:

Mr. Brown reviewed new rules as follows:

- i. Agencies must name a Rules Review Officer (RRO) to liaise with DFM.
- ii. When agencies propose a new rule:
 - A business/competitiveness impact statement is submitted.
 - Two (2) existing rules must be repealed, significantly simplified or justification provided about why they cannot be removed or simplified. DFM is reviewing this monthly.
- iii. Annual Reporting to the Governor's office on what each agency has done to eliminate burdensome regulations.

3. 2019 Legislative session review: (Brown)

- a. H0019 Pharmacy: This bill allows a drug donation program for veterinary products that will save money for animal owners and caretakers. The donation program does not cover controlled substances or compounded drugs. This change becomes effective on July 1, 2019.
- b. H0065 Administrative Rules: This bill required all pending administrative rules be approved by both the House of Representatives and the Senate, via a concurrent resolution. The bill did not pass.
- c. HO244 Naturopathic Medicine: This bill improves access to primary care in Idaho by allowing naturopathic medical doctors, who have graduated from an accredited naturopathic medical school and have passed as exam, to fully practice naturopathic medicine in Idaho. The bill does not limit or change the scope of practice of naturopathic providers who are currently practicing in Idaho. It only expands the scope of practice for those who have been trained and educated as naturopathic physicians and want to be licensed. This becomes effective on July 1, 2019. Mr. Brown stated this is an example of getting a new license type and rule through the legislative process.
- d. HO175 Administrative Procedures Act: This bill is supposed to address concerns over due process, conflicts of interest and impartiality in contested administrative proceedings. All boards and agencies would have to draw a hearing officer from a newly created Office of Administrative Hearings to facilitate any contested hearing. This bill did not pass. DFM anticipates it will be reintroduced in the 2020 legislative session.
- e. HO248 Occupational Licensing Reform Act: This bill improves access, mobility and portability to licensed occupations for military families and veterans. This change becomes effective on July 1, 2019. Mr. Brown advised that language is already incorporated into the Board's proposed rules and legislation for the 2020 Session..
- f. SCR112 Occupational Licensing: This resolution authorizes the re-appointment of the interim committee to:
 - i. Study occupational licensing and certification laws and rules in Idaho.
 - ii. Evaluate existing laws and rules and propose changes or new legislation to promote competition, remove barriers to entry and appropriately reduce legislation.

The committee's purpose is to ensure that Idaho's occupational licensing and certification laws and rules are in the public interest and are not anti-competitive in intent or effect.

4. DFM compensation guidance memo: (Brown)

The Legislature appropriated funding for a 3% change in employee compensation and directed that a portion of that amount be used to provide no less than a \$550 per year increase for permanent state employees. This equates to \$0.27 per hour. Mr. Brown recommended that any further compensation be declined due to the downward trend the agency is experiencing in revenue and the mandatory increases for State services. Dr. Pierce stated he would like to overrule the recommendation and use the Board's surplus fund. Discussion followed.

5. Committee On Humane Euthanasia (COHE): (Brown)

Mr. Brown stated the COHE met on April 11, 2019. The committee is recommending two new members. Dr. Janet Anders would replace Dr. Tami McReynolds and represent the committee in Northern Idaho. Dr. Susan Makin would replace Dr. Sherry Grisham-Cushing and represent Eastern Idaho. The committee is preparing for spring training. Currently there are 13 new Certified Euthanasia Technician candidates and 13 Euthanasia Technicians recertifying.

6. Feral animal ownership: (Brown)

Two individuals asking for the Board's position on the Trap-Neuter-Release (TNR) program have contacted Mr. Brown. Mr. Brown suggested an opinion paper from each agency involved in animal care that would clarify the position of each agency. The Board will have an agenda item at the June meeting to elect a Board member to coordinate with the other agencies on this issue.

7. Licensee's concerns with Board of Pharmacy (BOP) oversight:

A practicing veterinarian and a past-president of the Idaho Veterinary Medical Association (IVMA) with concerns of the BOP oversight and rules contacted Mr. Brown. They requested assistance from the Board to address several concerns about the BOP oversight. Mr. Brown advised that veterinary rules pertaining to drugs and prescribing are directly referenced from federal sources and the BOP. Our Board does not have jurisdiction and little recourse to affect change in this matter. Mr. Brown advised he would reach out to the BOP with the Board's concerns.

8. Open forum for public comment:

There was no one present for public comment.

9. Strategic planning: (Brown)

Mr. Brown facilitated discussion on long-term strategic goals that are influenced by budgetary funding. Current budget projects show a consistent increase in basic operating expenditures and with no increase in revenue.

10. Rule changes and IVMA presentation: (Brown)

Mr. Brown discussed changes proposed for veterinary rules and statutes. Specific

language will be implemented after negotiated rule making has taken place and before the June 21, 2019 board meeting. Mr. Brown will travel the State presenting proposed rule changes to the IVMA regional chapters and veterinarians. Panel discussions will be held in lieu of power point presentations.

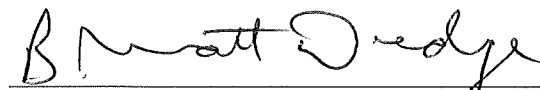
11. Executive Session:

Dr. Pierce motioned the board, pursuant to Idaho Code § 74-201(1)(d), to convene in executive session to consider records that are exempt from public disclosure. Dr. Dredge seconded the motion. A roll call vote was held. The motion passed unanimously. The board entered executive session at 11:20 a.m. Dr. Heins motioned the board to adjourn the executive session and return to the open meeting. Dr. Pierce seconded the motion. The motion passed unanimously. The board returned to the open meeting at 11:30 a.m.

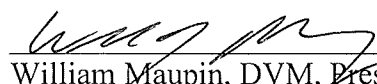
12. Executive Director Updates: (Brown)

- a. The new website will be launched before May 1, 2019.
- b. License renewal and audit notices will be mailed on or before May 1, 2019.
- c. Complaint update:
 - i. Twenty Two (22) formal filings
 - Formal discipline 1
 - Alternative discipline 5
 - Corrective action warnings 4
 - No action 8
 - Active pending cases 4
 - ii. Non formal actions 8
- d. Opioid Survey: Mr. Brown advised an online survey will be available for the 2019 renewal period. The survey aims to collect data on the prescription and use of opioids by Idaho veterinary medicine professionals. Mr. Brown has authorized two CE credits to veterinarians who complete the survey.

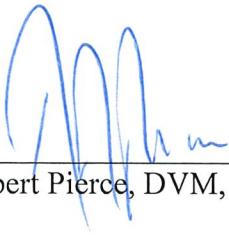
With no further business to conduct, the meeting adjourned at 1:30 pm.


B. Matt Dredge, DVM, Liaison Officer

21 June 2019
Date


William Maupin, DVM, President

6/21/2019
Date



Robert Pierce, DVM, Vice President

21 June 2019

Date



Jeffrey Heins, DVM

21 June 2019

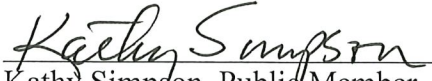
Date



Wayne Cutler, DVM

6/21/2019

Date



Kathy Simpson, Public Member

6/21/19

Date